

PATENT

Attorney Docket No.: CONLINCO-04284

Express Mail Label No: EL 507 229 114 US

## **DECLARATION FOR PATENT APPLICATION**

As a below-named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name. I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **CONJUGATED LINOLEIC ACID COMPOSITIONS**, the specification of which is attached hereto. I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a). Thereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Fitle 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application: 09/132,593 August 11, 1998 Pending 09/270,940 March 17, 1999 Pending Patented, Pending or Abandoned Application Serial No. Filing Date Thereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. Full Name of Sole or First Inventor: Asgeir Saebo Inventor's Signature: Residence: 6037, Eidsnes, NORWAY Citizenship: Norway\_ Post Office Address: 6037, Eidsnes, NORWAY Full Name of Second Joint Inventor: Carl Skarie Inventor's Signature: Residence: Route 3, Box 347, Detroit Lakes, MN 56501 Citizenship: United States of America Post Office Address: Route 3, Box 347, Detroit Lakes, MN 56501

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

				Examiner:	
•	CONJUC	GATED LINOLEIC A	CID COMP	OSITIONS	
	PC	OWER OF AT	TORNE	Y BY ASSIG	NEE
ConLinCo, In	c., as Assigne	ee of record of the enti	re interest of	the above-identified	patent application, hereby appoints the
s of the firm o	f MEDLEN &	CARROLL, LLP, a firm	composed of	:	
Virginia S. M Peter G. Carre Kamrin T. Ma David A. Cas	ledlen oll acKnight imir	(Reg. No. 32,050) (Reg. No. 32,837) (Reg. No. 38,230) (Reg. No. 42,395)		Maha A. Hamdan J. Mitchell Jones David J. Wilson Jason R. Bond	(Reg. No. 43,655) (Reg. No. 44,174) (Reg. No. 45,225) (Reg. No. P-45,439)
orneys with ful	ll power of sub	ostitution to prosecute the	his application	n and transact all busin	ness in the Patent and Trademark Office
ection therewit	h.				
Please direct	all future corr	espondence and telepho	one calls rega	rding this application	ı to:
J. Mitchell Jones MEDLEN & CARROLL, LLP 220 Montgomery Street, Suite 2200 San Francisco, California 94104					
I hereby cert	ify that the A	Assignment document	filed with the	e application or filed	l subsequent to the filing date of the
ion, has been r	eviewed and	I hereby certify that, to	the best of r	ny knowledge and be	elief, title is with ConLinCo, Inc.
			Ву:		
			Name:		
			Title:		
	conLinCo, In s of the firm of Virginia S. M. Peter G. Carro Kamrin T. M. David A. Castorneys with full ection therewith Please direct a J. Min MED 220 In San In Intereby certaion, has been resistance.	t Commissioner for Patents aton, D.C. 20231  ConLinCo, Inc., as Assigned as of the firm of Medlen & Virginia S. Medlen Peter G. Carroll Kamrin T. MacKnight David A. Casimir forneys with full power of subsection therewith.  Please direct all future corrors J. Mitchell Jones Medlen & Carrol 220 Montgomery San Francisco, Call I hereby certify that the Assion, has been reviewed and	t Commissioner for Patents gton, D.C. 20231  ConLinCo, Inc., as Assignee of record of the entities of the firm of Medlen & Carroll, Llp, a firm  Virginia S. Medlen (Reg. No. 32,050) Peter G. Carroll (Reg. No. 32,837) Kamrin T. MacKnight (Reg. No. 38,230) David A. Casimir (Reg. No. 42,395)  orneys with full power of substitution to prosecute the ection therewith.  Please direct all future correspondence and teleph  J. Mitchell Jones Medlen & Carroll, Llp 220 Montgomery Street, Suite 2200 San Francisco, California 94104  I hereby certify that the Assignment document	POWER OF ATTORNEY  at Commissioner for Patents gton, D.C. 20231  ConLinCo, Inc., as Assignee of record of the entire interest of s of the firm of MEDLEN & CARROLL, LLP, a firm composed of Virginia S. Medlen (Reg. No. 32,050) Peter G. Carroll (Reg. No. 32,837) Kamrin T. MacKnight (Reg. No. 38,230) David A. Casimir (Reg. No. 42,395)  orneys with full power of substitution to prosecute this application ection therewith.  Please direct all future correspondence and telephone calls rega  J. Mitchell Jones MEDLEN & CARROLL, LLP 220 Montgomery Street, Suite 2200 San Francisco, California 94104  Telephone: San Francisco, California 94104  Telephone: San Francisco (California 94104  By:	POWER OF ATTORNEY BY ASSIGNATION, Development of the commissioner for Patents gton, D.C. 20231  ConLinCo, Inc., as Assignee of record of the entire interest of the above-identified is of the firm of Medlen & Carroll, LLP, a firm composed of:  Virginia S. Medlen (Reg. No. 32,050) Maha A. Hamdan Peter G. Carroll (Reg. No. 38,237) J. Mitchell Jones Kamrin T. MacKnight (Reg. No. 38,230) David J. Wilson David A. Casimir (Reg. No. 42,395) Jason R. Bond corneys with full power of substitution to prosecute this application and transact all businesection therewith.  Please direct all future correspondence and telephone calls regarding this application J. Mitchell Jones Medlen & Carroll, LLP 220 Montgomery Street, Suite 2200 Telephone: 415/705-8410 San Francisco, California 94104 Facsimile: 415/397-8338  I hereby certify that the Assignment document filed with the application or filed ion, has been reviewed and I hereby certify that, to the best of my knowledge and be leading to the commission of

ConLinCo, Inc.

211 W. Holmes Street, Suite 308 Detroit Lakes, MN 56502

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## ASSIGNMENT

WHEREAS, WE, Asgeir Saebo and Carl Skarie, hereinafter referred to as "ASSIGNOR", have invented certain new and useful improvements as described and set forth in the below-identified application for United States Letters Patent:

Title of Invention: CONJUGATED LINOLEIC ACID COMPOSITIONS

Filing Date:

Serial No.:

WHEREAS, ConLinCo, Inc., a Minnesota corporation, 211 W. Holmes Street, Suite 308, Detroit Lakes, MN 56502, hereinafter referred to as "ASSIGNEE", is desirous of acquiring the entire right, title and interest in said invention and application and in any Letters Patent which may be granted on the same;

NOW THEREFORE, TO ALL WHOM IT MAY CONCERN: Be it known that, for and in consideration of the sum of One Dollar (\$1.00) lawful money paid to ASSIGNOR by ASSIGNEE and other good and valuable consideration, receipt of which is hereby acknowledged, ASSIGNOR has sold, assigned and transferred, and by these presents does sell, assign and transfer unto said ASSIGNEE, and ASSIGNEE's successors and assigns, all right, title and interest in and to said invention, said application for United States Letters Patent, and any Letters Patent which may hereafter be granted on the same in the United States and all countries throughout the world including any divisions, renewals, continuations in whole or in part, substitutions, conversions, reissues, prolongations or extensions thereof, said interest to be held and enjoyed by said ASSIGNEE as fully and exclusively as it would have been held and enjoyed by said ASSIGNOR had this assignment and transfer not been made, to the full end and term of any Letters Patent.

ASSIGNOR further agrees that ASSIGNOR will, without charge to said ASSIGNEE, but at ASSIGNEE's expense, cooperate with ASSIGNEE in the prosecution of said application and/or applications; execute, verify, acknowledge and deliver all such further papers, including applications for Letters Patent and for the reissue thereof, and instruments of assignment and transfer thereof; and will perform such other acts as ASSIGNEE lawfully may request, to obtain or maintain Letters Patent for said invention and improvement in any and all countries, and to vest title thereto in said ASSIGNEE, or ASSIGNEE's successors and assigns.

IN TESTIMONY WHEREOF, ASSIGNOR has hereunto signed ASSIGNOR's names to this assignment on the date indicated below.

Asgeir Saebo			Carl Skarie		
STATE OF		SS.			
COUNTY OF	<u>`</u>				
On this day of public, personally appeared the above the person whose name is subscribed	-named ASS to the with	SIGNOR, k in instrume	, in the year of, before me, the undersigned notary known to me (or proved to me on the basis of satisfactory evidence) to be ent, and acknowledged that he/she executed the same.		
ä					
			NOTARY PUBLIC		

SEAL

Applicant / Patentee: Asgeir Saebo et al.

CONJUGATED LINOLEIC ACID COMPOSITIONS For:

## VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS (37 CFR § 1.9(c) - SMALL BUSINESS CONCERN)

I hereby declare that I am an official of the small business concern empowered to act on behalf of the concern identified below:

> ConLinCo, Inc. 211 W. Holmes Street, Suite 308, Detroit Lakes, MN 56502

I hereby declare that the above-identified small business concern qualifies as a small business concern as defined in 13 CFR §§ 121.3-18, and reproduced in 37 CFR § 1.9(d), for purposes of paying reduced fees under §§ 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled CONJUGATED LINOLEIC ACID COMPOSITIONS by inventors named Asgeir Saebo et al., described in the specification filed herewith.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR § 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Date:	Ву:
	Name:
	Title: